

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that House Bill 1729 be amended to read as follows:

- 1 Page 2, between lines 7 and 8, begin a new paragraph and insert:
2 "SECTION 2. IC 4-33-2-17 IS AMENDED TO READ AS
3 FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 17. "Riverboat" means
4 **either any** of the following on which lawful gambling is authorized
5 under this article:
6 (1) A self-propelled excursion boat located in a county described
7 in IC 4-33-1-1(1) or IC 4-33-1-1(2) that complies with
8 IC 4-33-6-6(a).
9 (2) A vessel located in a historic hotel district.
10 **(3) A casino that:**
11 **(A) operates in a county described in IC 4-33-1-1(1) or**
12 **IC 4-33-1-1(2);**
13 **(B) is approved for construction under IC 4-33-6-22; and**
14 **(C) complies with IC 4-33-6-6(c).**
15 SECTION 3. IC 4-33-6-6, AS AMENDED BY P.L.170-2005,
16 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
17 JULY 1, 2009]: Sec. 6. (a) **Except as provided in subsection (c),** a
18 riverboat that operates in a county described in IC 4-33-1-1(1) or
19 IC 4-33-1-1(2) must:
20 (1) have either:
21 (A) a valid certificate of inspection from the United States
22 Coast Guard for the carrying of at least five hundred (500)
23 passengers; or
24 (B) a valid certificate of compliance with marine structural and

1 life safety standards determined by the commission; and
 2 (2) be at least one hundred fifty (150) feet in length.

3 (b) This subsection applies only to a riverboat that operates on the
 4 Ohio River. A riverboat must replicate, as nearly as possible, historic
 5 Indiana steamboat passenger vessels of the nineteenth century.
 6 However, steam propulsion or overnight lodging facilities are not
 7 required under this subsection.

8 **(c) A riverboat (as defined by IC 4-33-2-17(3)) that is approved**
 9 **for construction under section 22 of this chapter must be**
 10 **constructed in accordance with all applicable building codes.**

11 SECTION 4. IC 4-33-6-22 IS ADDED TO THE INDIANA CODE
 12 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
 13 1, 2009]: **Sec. 22. (a) As used in subsections (c) and (d), "riverboat"**
 14 **has the meaning set forth in IC 4-33-2-17(3).**

15 **(b) This section does not apply to the construction of a riverboat**
 16 **described in IC 4-33-2-17(1) or IC 4-33-2-17(2).**

17 **(c) A licensed owner must apply for and receive the**
 18 **commission's approval before constructing a new riverboat.**

19 **(d) The commission may not approve an application submitted**
 20 **under this section unless the licensed owner's new riverboat will be**
 21 **located within three hundred (300) yards of the licensed owner's**
 22 **dock.**

23 **(e) The commission shall adopt rules governing the procedure**
 24 **a licensed owner must follow to apply for the approval required by**
 25 **this section.**

26 SECTION 5. IC 4-33-6-23 IS ADDED TO THE INDIANA CODE
 27 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
 28 1, 2009]: **Sec. 23. (a) As used in subsections (c) and (d), "riverboat"**
 29 **has the meaning set forth in IC 4-33-2-17(3).**

30 **(b) This section does not apply to a riverboat described in**
 31 **IC 4-33-2-17(1) or IC 4-33-2-17(2).**

32 **(c) This section applies only to a riverboat that is:**

33 **(1) approved for construction under section 22 of this chapter;**
 34 **and**

35 **(2) constructed after June 30, 2009.**

36 **(d) A licensed owner may not conduct gambling operations on**
 37 **a riverboat subject to this section unless the licensed owner pays to**
 38 **the commission a fee of fifty million dollars (\$50,000,000).**

1 **(e) The commission shall transfer all fees collected under this**
2 **section to the treasurer of state for deposit in the state general**
3 **fund."**

4 Renumber all SECTIONS consecutively.
 (Reference is to HB 1729 as printed February 17, 2009.)

Representative Turner